

## RESOLUTION 2016- 17

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a Contractor's Yard on the following described property:

All that part of the Southeast Quarter of Section 36. Township 10 South. Range 22 East, Leavenworth County. Kansas, being more particularly described as follows Beginning at the Southeast Corner of said Section 36, thence North along the East line of said Southeast Quarter of said Section 36, 559 feet, thence continuing North along said East line of said Quarter Section, 788 43 feet, thence North 76 degrees 3 minutes West, 1215 6 feet, thence West parallel to the North line of said Quarter Section, 697 65 feet, more or less to a point on the East line of the Atchison, Topeka, and Santa Fe Railroad right-of-way. 1076 feet, more or less to a point 671 feet North of the South line of said Quarter Section, thence East parallel to the South line of said Quarter Section. 1041 7 feet, more or less to a point 400 feet West of the East line of said Quarter Section, thence South, parallel to the East line of said Quarter Section, 112 feet to a point 559 feet North of the South line of said Quarter Section. thence East parallel to the South line of said Quarter Section, 400 feet to a point on the East line of said Quarter Section, said point also being the point of beginning, together With any abandoned railroad accruing thereto by reason of Declaration of Abandonment by the Atchison, Topeka & Santa Fe Railway Company recorded In Book 669, Page 1081, less any part thereof taken or used for road purposes. More commonly known as 13920 Parallel Road

WHEREAS, it is hereby found and determined that a request for a Special Use Permit as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 3rd day of March, 2016, and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Special Use Permit on the 11<sup>th</sup> day of May, 2016; and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Special Use Permit be approved, subject to special conditions as set forth; and

WHEREAS, the Board of County Commission considered, in session on the 2<sup>nd</sup> day of June, 2016, the recommendation of the Leavenworth County Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commission of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission; and,
2. Based upon the findings of fact adopted by the Board of County Commission in regular session on the 2<sup>nd</sup> day of June, 2016, and incorporated herein by reference;

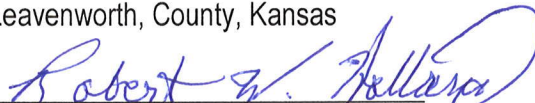
That Case No. DEV-16-030, Special Use Permit for a Contractor's Yard approved subject to the following conditions:

1. The SUP shall be limited to a period of five (5) years.
2. The business shall be limited to the hours of 8 am to 4:30 pm, Monday through Friday
3. The SUP shall be limited to two (2) employees in addition to the owner at the Contractor's Yard.
4. The applicant shall pay a Traffic Impact Fee (TIF) of \$736.61.
5. The applicant shall adhere to the following memorandums:
  - a. Trevor Huhn – Public Works, April 4, 2016
  - b. Chuck Magaha – Emergency Management, April 18, 2016

6. No signage is allowed in the right-of-way. No signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.
7. No on-street parking shall be allowed.
8. This SUP shall be limited to the Narrative Dated, March 23, 2016 submitted with this application.
9. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable. After approval of this SUP by the Board of County Commission all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Office within 30 days.

located in Section 36, Township 10 South Range 22 East, also known as 13920 Parallel Road parcel no. 157-36-0-00-00-014.00 in Leavenworth County, Kansas.


Adopted this 2<sup>nd</sup> day of June, 2016  
Board of County Commission  
Leavenworth, County, Kansas

  
Robert W. Holland, Chairman

  
Clyde D. Graeber, Member

  
Denis Bixby, Member



  
Janet Klasinski